

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,) CASE NO. 3:73-cv-00127-MMD-WGC
)
Plaintiff,)
)
WALKER RIVER PAIUTE TRIBE,)
)
Plaintiff-Intervenor,) MINUTES OF PROCEEDINGS
)
vs.)
)
WALKER RIVER IRRIGATION)
DISTRICT, et al.)
)
Defendants.) DATED: December 22, 2020
_____)

PRESENT: THE HONORABLE WILLIAM G. COBB, U.S. MAGISTRATE JUDGE

DEPUTY CLERK: Karen Walker REPORTER: Liberty Court Recorder

COUNSEL APPEARING BY VIDEO: Andrew “Guss” Guarino, Esq., Wes Williams, Jr.,
Esq., Marisa Hazell, Esq., Gordon DePaoli, Esq., Brad Johnston, Esq., Dale Ferguson, Esq.,
Therese Ure, Esq., Nhu Nguyen, Esq., Roderick Walston, Esq., Simeon Herskovits, Esq. and
Anthony Walsh, Esq.

COUNSEL APPEARING BY PHONE: Tyler Eastman, Esq, Jason Canger, Esq., and
Don Springmeyer, Esq

MINUTES OF PROCEEDINGS: Status Conference

10:07 a.m. Court convenes.

The court holds today’s status conference to discuss amendment of paragraph 8 of the
Order regarding Discovery and Motion Schedule and Procedure (ECF No. 2611) due to

1 COVID-19 restricting access to historical archives which is preventing the parties from
2 responding to two (2) historical expert reports by the January 21, 2021 deadline.

3 Mr. DePaoli advises the court that the principal parties have conferred and agreed, as
4 early as this morning, to extending expert deadlines relating to two (2) of Plaintiffs' opening
5 expert reports related to the history of the Walker River Indian Reservation and its land status
6 history from 1859 to the present time.

7
8 Mr. DePaoli states that on August 14, 2020, the Plaintiff provided seventeen expert
9 reports and only two (2) of those reports are historical expert reports. The principal Defendants
10 can respond, if necessary, to the fifteen (15) non-historical reports by the current deadline of
11 January 21, 2021. The COVID-19 pandemic has restricted and/or closed access to historical
12 archives preventing the principal Defendants' experts to research and provide responsive and/or
13 opening expert reports on historical issues in this matter. All of those repositories remain
14 closed, with no present plans to reopen at this time.

15
16 Mr. DePaoli advises that the proposed stipulation e-mailed to the court for its review and
17 discussion at today's hearing requests that the January 29, 2021, due date for responsive and
18 opening expert reports as it relates to the two (2) historical expert reports be suspended.

19
20 The court discusses the discovery cut-off and dispositive motion deadlines. Mr. DePaoli
21 advises that the parties have not discussed extending the discovery cut-off of January 31, 2022
22 as it is currently unknown whether the parties can meet the deadline or not and requests that
23 deadline remains intact at this time. The dispositive motion deadline is 60 days after the
24 completion of discovery and does not require extension.

25
26 The court requests the parties clarify the stipulation to provide a timeline of non-
27 historical deadlines and historical deadlines and submit to the court for approval.

There being no additional matters to address at this time, court adjourns at 10:39 a.m.

DEBRA K. KEMPI, CLERK OF COURT

By: /s/
Karen Walker, Deputy Clerk